



JC06 Rec'd PCTO 09 SEP 2005

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**CERTIFICATE OF MAILING**

I hereby certify that this RESPONSE is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 7<sup>th</sup> day of September, 2005.  
Typed or Printed name of person signing this certificate:

Wendy A. Frick

Signed:

Wendy A. Frick

Customer Number
<b>24024</b>
<b>10/522662</b>

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

Chen, et al.

Serial No.: 10/522,662

Int'l Filing Date: July 24, 2002

For: **METHODS AND COMPOSITIONS  
FOR TREATING DIABETES  
MELLITIS**

Examiner: Not yet assigned

Group Art Unit: Not yet assigned

Attorney Docket No.: 27211/04134

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.  
371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated August 2, 2005, applicants respectfully submit the enclosed executed Declaration and Power of Attorney and check in the amount of \$65.00 as payment of the appropriate surcharge. A copy of the Notification of Missing Requirements received from the Patent Office is also enclosed.

09/16/2005 ATRAN1 00000123 10522662

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65.00 OP

It is believed that no further fee is required relating to the filing of this Response. If this is not the case, the Patent Office is hereby authorized to charge any related fee to Deposit Account No. 03-0172. A duplicate copy of this sheet is attached.

Respectfully submitted,

Date:

September 7, 2005

Pamela A. Docherty  
Pamela A. Docherty, Reg. No. 40,591  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/522,662	FIRST NAMED APPLICANT Xiao Chen	ATTY. DOCKET NO. 27211/04134 ✓
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24024  
 CALFEE HALTER & GRISWOLD, LLP  
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 CLEVELAND, OH 44114

INTERNATIONAL APPLICATION NO. PCT/US02/23523	
LA. FILING DATE 07/24/2002	PRIORITY DATE

CONFIRMATION NO. 8686  
 371 FORMALITIES LETTER



\*OC000000016668103\*

Date Mailed: 08/02/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 01/24/2005
- Copy of the International Search Report filed on 01/24/2005
- Small Entity Statement filed on 01/24/2005
- U.S. Basic National Fees filed on 01/24/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

**DOCKETER RECEIVED**

AUG 10 2005 AUG 10 2005

DBC IP. DEPT. D.C. IP. Dept.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

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of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/522,662	PCT/US02/23523	27211/04134

FORM PCT/DO/EO/905 (371 Formalities Notice)